The Honorable Marsha J. Pechman 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF WASHINGTON AT SEATTLE 8 9 LINDA PACKER. No. C11-133 MJP 10 Plaintiff. DECLARATION OF KARL P. BARTH 11 v. IN SUPPORT OF PLAINTIFF'S UNOPPOSED MOTION FOR 12 COINSTAR, INC., et al., RECONSIDERATION OF THE COURT'S FEBRUARY 14, 2011 13 Defendants. ORDER 14 15 I, Karl P. Barth, declare as follows: 16 1. I am an attorney with Hagens Berman Sobol Shapiro LLP and am one of the 17 counsel representing Plaintiff Linda Packer. I make this declaration based on personal 18 knowledge of which I am competent to testify. 19 Attached hereto as Exhibit A is a true and correct copy of a notice to shareholders 2. 20 of Coinstar, Inc. regarding the lawsuit, which was issued by my co-counsel Kahn Swick & Foti 21 on January 24, 2011 over the GLOBENEWSWIRE. I personally downloaded this notice from 22 LexisNexis on February 17, 2011. 23 3. On February 17, 2011, I received authorization from Gregory Watts of Wilson 24 Sonsini Goodrich & Rosati to state that the Defendants do not oppose the accompanying motion 25 for reconsideration. 26 DECLARATION OF KARL P. BARTH - 1 HAGENS BERMAN Case No. C11-133 MJP



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Also on February 17, 2011, I received permission from counsel for plaintiffs in 4. both the Nagler and Weiss actions to assert that they support the accompanying motion for reconsideration. I swear under penalty of perjury under the laws of the State of Washington and the United States of America that the foregoing is true and correct. Executed on February 18, 2011, in Seattle, Washington. By: s/ Karl P. Barth Karl P. Barth 



**CERTIFICATE OF SERVICE** 1 2 I hereby certify that on February 18, 2011, I electronically filed the foregoing with the 3 Clerk of the Court using the CM/ECF system which will send notification of such filing to the 4 following: 5 Steve W. Berman, steve@hbsslaw.com 6 Jerome F. Birn, Jr, jbirn@wsgr.com 7 Juli E. Farris, jfarris@KellerRohrback.com 8 Francis M. Gregorek, gregorek@whafh.com 9 Barry M Kaplan, bkaplan@wsgr.com 10 Elizabeth Ann Leland, bleland@kellerrohrback.com 11 Rachele R Rickert, rickert@whafh.com 12 Lynn Lincoln Sarko, lsarko@kellerrohrback.com 13 Gregory L Watts, gwatts@wsgr.com 14 DATED: February 18, 2011 15 16 s/ Karl P. Barth KARL P. BARTH 17 1918 8<sup>th</sup> Avenue, Suite 3300 18 Seattle, WA 98101 Telephone: (206) 623-7292 19 Facsimile: (206) 623-0594 karlb@hbsslaw.com 20 21 22 23 24 25 26 DECLARATION OF KARL P. BARTH - 3



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